**IN THE HIGH COURT OF JUDICATURE, ANDHRA PRADESH**
**AT HYDERABAD**

(Special Original Jurisdiction)

THURSDAY, THE SIXTH DAY OF SEPTEMBER
TWO THOUSAND AND SEVEN

PRESENT
**THE HON'BLE MR. JUSTICE S.ANANDA REDDY**

**WRIT PETITION No. 15482 of 2007**

Between:
Yerramsetty Koteswar Rao

..... PETITIONER

AND

The Government of A.P., represented
By its Principal Secretary, Revenue Department
Land Acquisition, Secretariat, Hyderabad
And others.

**.....RESPONDENTS**

**THE HON'BLE MR. JUSTICE S.ANANDA REDDY**

**WRIT PETITION No. 15482 of 2007**

**ORDER:**

This writ petition is filed by the petitioner seeking writ of mandamus declaring the action of the Respondents in not considering his representations dated 25.4.2007 and 6.6.2007 seeking compensation for the lands to an extent of Ac.66-00 in Sy.Nos.496 and 472 of Vellaturu village, Mellachervu mandal, Nalgonda district, which is stated to have been acquired under Pulichintala Project, and consequently sought for a direction to the Respondents to pay compensation.

2. It is stated that the Petitioner claims to have purchased an extent of Ac.66-00 of land referred to above from one Sobhaadri Rao, through unregistered sale deeds. But, with reference to the acquisition of the land for Pulichintala Project, notifications were issued under the Land Acquisition Act, (hereinafter referred to, 'the Act') and it is stated that even an award fixing up the compensation was also passed. However, according to the Petitioner, he was not given a notice even though he was holding agreement of sale with reference to the

above lands. Hence, the writ petition.

3. After hearing the learned counsel for the petitioner as well as the learned Government Pleader, this Court is of the opinion that since no matter is pending before the land acquisition authorities, no relief could be granted by the said authorities. But, however, if the Petitioner is claiming reference of the dispute that the land in respect of which compensation was not awarded to him, but was awarded in the name of some third parties, he can seek a reference under Section 30 or 31 of the Act. Therefore, the Petitioner is entitled to approach the Collector/Land Acquisition Officer under the provisions of the Act seeking a reference to the Civil Court for adjudication of the dispute as to his entitlement. In view of the said remedy available, the Petitioner is directed to approach the authority concerned seeking appropriate reference.

4. The writ petition is accordingly disposed of. Since the Petitioner is claiming to have purchased an extent of Ac.66-00 land, the District Collector, Nalgonda is also directed to look into the matter that whether the Petitioner's claim of owning Ac.66-00 land will attract the provisions of A.P. Land Reforms (Ceiling on Agricultural Holdings) Act. No costs.

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**S.ANANDA REDDY.J**

Dated: 06..09..2007
Kvh

**THE HON'BLE MR. JUSTICE S.ANANDA REDDY**

**WRIT PETITION No. 15482 of 2007**

**O R D E R**

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**Dt. 06...09...2007**